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OFFICE OF PETITIONS

In re Application of :
Mourou, et al. :
Application No. 09/775,069 : DECISION ON PETITION
Filed: February 1, 2001 :
Attorney Docket No. 30275/939B :

This is in response to the petition under 37 CFR 1.183, filed September 4, 2009.¹

The petition under 37 CFR 1.183 is **GRANTED**.

Petitioner has established that inventors Kurtz was presented with the supplemental declaration, but to date, has not returned it bearing hi signatures. Accordingly, it is concluded that this is an extraordinary situation where justice requires waiver of the rules.

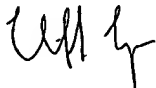
The Supplemental Declaration will be entered, despite the fact that inventor Kurtz has not signed.

¹ "If a joint inventor refuses or cannot be found or reached to sign a supplemental oath/declaration, a supplemental oath/declaration listing all the inventors, and signed by all the available inventors may be filed provided it is accompanied by a petition under 37 CFR 1.183 along with the petition fee, requesting waiver of the signature requirement of the nonsigning inventor." MPEP 1414.01(III).

The \$400 petition fee has been charged to Deposit Account No. 13-2855, as authorized.

The application is being forwarded to Group Art Unit 3742 for consideration of Supplemental Declaration, filed September 4, 2009.

Telephone inquiries related to this decision may be directed to the undersigned at (571)272-3207.

A handwritten signature in black ink, appearing to read 'Cliff Congo', with a stylized flourish at the end.

Cliff Congo
Petitions Attorney
Office of Petitions